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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,
Plaintiff,
vs.
YVONNE LEAH CHAVEZ, ET AL.
Defendants.

) Case No. CR 11-00549 EJD
) No. CR 11-00561 EJD
)
)
)
)
STIPULATION AND [REDACTED]
ORDER CONTINUING SENTENCING
HEARING
)
)
)
)

STIPULATION

Defendant Yvonne Leah Chavez, by and through her attorney Michael W. Armstrong, and the United States, by and through Assistant United States Attorney Thomas O'Connell, hereby agree and stipulate to continue the sentencing hearing now scheduled for October 1, 2012, at 1:30 p.m., to November 5, 2012, at 1:30 p.m. before the Honorable Edward J. Davila.

The parties so stipulate and request this extension because the probation officer, Benjamin Flores, needs more time in which to prepare his presentence report in this matter. Once provided with Mr. Flores' report, both parties will need adequate time in which to review the report and make their objections and changes if necessary.

1 The parties agree that the time between October 1, 2012 through November 5, 2012 is
2 properly excluded pursuant to the Speedy Trial Act, Title 18 United States Code, sections
3 3161(h)(7)(A) and 3161(h)(7)(B)(iv) in the interests of justice.

4 IT IS SO STIPULATED.

5
6 Date: September 19, 2012

/S/
7 Michael W. Armstrong
Attorney for Defendant YVONNE CHAVEZ

8 Date: September 19, 2012

/S/
9 Thomas M. O'Connell
10 Assistant United States Attorney

ORDER

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED that the sentencing hearing currently set for October 1, 2012, is continued to November 5, 2012, at 1:30 p.m. For the reasons stated above, the Court further finds that the ends of justice served by granting the requested continuance outweigh the best interests of the public and the defendant in a speedy trial, pursuant to 18 U.S.C. § 3161(h)(7)(A) and 3161(h)(8)(7)(iv). Accordingly, time shall be excluded from October 1, 2012 November 5, 2012.

IT IS SO ORDERED.

Date: September 20, 2012

Edna J. Dark

Hon. Edward J. Davila
United States District Judge